

Chap. 394. AN ACT AUTHORIZING THE TOWN OF LEXINGTON TO USE CERTAIN PARK LAND IN SAID TOWN FOR THE CONSTRUCTION OF A BANDSTAND.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section seven of chapter forty-five of the General Laws, the town of Lexington is hereby authorized to use Hastings park, a parcel of land located in said town and being bounded by Lincoln street on the south, Worthen road on the east, Massachusetts avenue on the north and Hastings road on the west, for the construction of a bandstand which exceeds six hundred square feet in area.

SECTION 2. This act shall take effect upon its passage.
Approved July 20, 1979.

Chap. 395. AN ACT VALIDATING CERTAIN PROCEEDINGS BY THE TOWN OF FAIRHAVEN AT THE ANNUAL MEETING IN THE YEAR NINETEEN HUNDRED AND SEVENTY-NINE.

Be it enacted, etc., as follows:

SECTION 1. The adoption by the town of Fairhaven of certain amendments to its zoning by-laws at the annual town meeting in the year nineteen hundred and seventy-nine is hereby validated and confirmed, notwithstanding the fact that the notices for the public hearing by the planning board on the amendments were published twice within a fourteen-day period, but not in two successive weeks.

SECTION 2. This act shall take effect upon its passage.
Approved July 20, 1979.

Chap. 396. AN ACT INDEMNIFYING CERTAIN ELECTED OR APPOINTED MUNICIPAL OFFICIALS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately authorize the indemnification of certain elected or appointed municipal officials by the cities or towns they serve, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 258 of the General Laws is hereby amended by adding after section 12, added by section 1 of chapter 1 of the acts of 1979, the following section:-

Section 13. Any city which accepted section one hundred I of chapter forty-one on or before July twentieth, nineteen hundred and seventy-eight, and any other city which accepts this section according to its charter, and any town which accepts this section in the manner hereinafter provided in this section shall indemnify and save harmless municipal officers, elected or appointed from personal financial loss and expense including reasonable legal fees

and costs, if any, in an amount not to exceed one million dollars, arising out of any claim, demand, suit or judgement by reason of any act or omission, except an intentional violation of civil rights of any person, if the official at the time of such act or omission was acting within the scope of his official duties or employment.

This act shall be submitted for acceptance to the voters of each town at an annual town meeting in the form of the following question which shall be placed on the official ballot to be used for the election of town officers at said meeting:- "Shall the town vote to accept the provisions of section thirteen of chapter two hundred and fifty-eight of the General Laws which provides that the town shall indemnify and save harmless municipal officers, elected or appointed, from personal financial loss and expense including reasonable legal fees and costs, if any, in an amount not to exceed one million dollars, arising out of any claim, demand, suit or judgement by reason of any act or omission except an intentional violation of civil rights of any person under any law, if the official at the time of such act or omission was acting within the scope of his official duties or employment?" If a majority of the votes in answer to said question is in the affirmative, said provisions shall thereupon take full effect, but not otherwise.

SECTION 3. This act shall take effect as of July twentieth, nineteen hundred and seventy-eight.

Approved July 20, 1979.

Chap. 397. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BRISTOL COUNTY TO BORROW MONEY FOR THE PURPOSE OF ADDING TO, RENOVATING AND EQUIPPING THE FACILITIES OF THE SECOND DISTRICT COURT OF BRISTOL.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of improving court house accommodations and providing adequate facilities for the second district court of Bristol, the county commissioners of Bristol county are hereby authorized to erect, equip and furnish an addition to and provide for the alteration, renovation, equipping and furnishing of the existing facilities of said court, including the provisions for an area for the parking of motor vehicles of persons in attendance in said court; provided that the total cost of said project, including sums borrowed under and for purposes authorized in chapter six hundred and eighty-three of the acts of nineteen hundred and seventy-two shall not exceed two million and thirty thousand dollars.

SECTION 2. For the purposes authorized by section one, the county treasurer of said county, with the approval of the county commissioners of said county, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, one million one hundred and eighty thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the words, "Bristol County Court House Renovation and Equipping Loan, Second District Court of Bristol, Act of 1979". Each authorized issue shall constitute a separate